

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA, <i>et al</i></b>	<b>:</b>	<b>CIVIL ACTION</b>
	<b>:</b>	
<b>v.</b>	<b>:</b>	
	<b>:</b>	
<b>SIEMENS AG, <i>et al</i></b>	<b>:</b>	<b>NO. 09-4414</b>

**ORDER**

**AND NOW**, this 23rd day of April, 2010, upon consideration of the Motion to Dismiss Plaintiff's Second Amended Complaint (Document No. 30), the plaintiff's response, and after oral argument, it is **ORDERED** that the motion is **GRANTED IN PART** and **DENIED IN PART**.

**IT IS FURTHER ORDERED** as follows:

1. The causes of action asserted under the reverse false claims provision of the False Claims Act, 31 U.S.C. § 3729(a)(7), and under the conspiracy provision, §3729(a)(3), are **DISMISSED**.
2. The plaintiff's second amended complaint is **DISMISSED** as to the defendant Siemens Corporation.
3. In all other respects, the motion is **DENIED**.

/s/ Timothy J. Savage  
TIMOTHY J. SAVAGE, J.